JOURNAL OF
AIR LAW AND COMMERCE

VOLUME XLII—1976

A Publication of
Southern Methodist University School of Law
Dallas, Texas
1976

INDEX

LEADING ARTICLES—TITLES

Aircraft Crashworthiness—Plaintiff's View ..... *Daniel Donnelly* 57
The Airlines Mutual Aid Pack: A Lesson in Escalated Economic Warfare and Abdicated Regulatory Responsibility ..... *William G. Mahoney* 847
Bilateral Air Transport Agreements: Non-Bermuda Reflections ..... *Z. Joseph Gertler* 779
Breaking the Limit—Liability for Wilful Misconduct Under the Guatemala Protocol ..... *William J. Hickey, Jr.* 603
The CAB California-Texas Fares Case: An Intrastate Stopover Takeover? ..... *John C. Smuck* 675
Comparative Negligence in Strict Liability Cases ..... *Rudi M. Brewster* 107
Concorde—What's New? ..... *Brian Cookson* 1
The Design-Induced Part of the Human Error Problem in Aviation ..... *C. O. Miller* 119
Disclosure of the Air Force Human Factors Investigation ..... *Gene R. Beaty* 385
The Effectiveness of the International Civil Aviation Organization's Adjudicatory Machinery ..... *David L. Botsford and Richard N. Gariepy* 273
The Four Montreal Protocols to Amend The Warsaw Convention Regime Governing International Carriage by Air ..... *Gerald F. FitzGerald* 273
Guarantee and Loan Receipt in Multi-Party Litigation ..... *Ernest B. Lageson* 85
The Importance of the Exemplary Award Issue in Aviation Litigation ..... *Daniel Donnelly* 825
An Introduction to the Use of Risk Analysis Methodology in Accident Litigation ..... *Michael L. Burak and Alan S. Tetelman* 133
Limitations Upon the Use of Compulsory Union Dues ..... *Michael E. Merrill* 711
Miami-Los Angeles and NEPA: The Use of the National Environmental Policy Act of 1969 As An Anticompetitive Weapon ..... *James M. Burger* 529
National Transportation Safety Board— A Critical Review of Information Availability ..... *Robert K. Pezold* 363
Negligence of Federal Aviation Administration Delegates Under the Federal Tort Claim Act ..... *Andrew J. Dilk* 575
Operational Problems from the Professional Pilots Perspective ..... *J. J. O'Donnell* 39

The Practical Problems of Approach and Landing Procedures From the Perspective of the Air Traffic Controller ..... *David A. Trick* 47
Procedures Before the FAA ..... *Joseph Kovarik* 11
The Role of the Trial Attorney in Mass Air Disaster Litigation ..... *F. Lee Bailey and Aaron J. Broder* 512
Some Comments on Aircraft Crashworthiness ..... *G. I. Whitehead, Jr.* 73
The Special Air Transport Conference of ICAO ..... *Dr. H. A. Wassenberg* 273
Wind Shear and Clear Air Turbulence ..... *Kenneth R. Hardy* 165
Wind Shear as a Defense to the "Careless or Reckless" Charge ..... *Stuart A. Goldenstein* 181

LEADING ARTICLES—AUTHORS

Bailey, F. Lee and Broder, Aaron J.: *The Role of the Trial Attorney in Mass Air Disaster Litigation* 512
Beaty, Gene R.: *Disclosure of the Air Force Human Factors Investigation* 385
Botsford, David L. and Gariepy, Richard N.: *The Effectiveness of the International Civil Aviation Organization's Adjudicatory Machinery* 273
Brewster, Rudi M.: *Comparative Negligence in Strict Liability Cases* 107
Broder, Aaron J. and Bailey, F. Lee: *The Role of the Trial Attorney in Mass Air Disaster Litigation* 512
Burak, Michael L. and Tetelman, Alan S.: *An Introduction to the Use of Risk Analysis Methodology in Accident Litigation* 133
Burger, James M.: *Miami-Los Angeles and NEPA: The Use of the National Environmental Policy Act of 1969 as an Anticompetitive Weapon* 529
Cookson, Brian: *Concorde—What's New?* 1
Dilk, Andrew J.: *Negligence of Federal Aviation Administration Delegates Under the Federal Tort Claims Act* 575
Donnelly, Daniel: *Aircraft Crashworthiness—Plaintiff's View* 57
Donnelly, Daniel: *The Importance of the Exemplary Award Issue in Aviation Litigation* 825
FitzGerald, Gerald F.: *The Four Montreal Protocols to Amend the Warsaw Convention Regime Governing International Carriage by Air* 273

Gariepy, Richard N. and Botsford, David L.: *The Effectiveness of the International Civil Aviation Organization's Adjudicatory Machinery* 351
Gertler, Z. Joseph: *Bilateral Air Transport Agreements: Non-Bermuda Reflections* 779
Goldstein, Stuart A.: *Wind Shear as a Defense to the "Careless or Reckless" Charge* 181
Hardy, Kenneth R.: *Wind Shear and Clear Air Turbulence* 165
Hickey, Jr., William J.: *Breaking the Limit—Liability for Wilful Misconduct Under the Guatemala Protocol* 603
Kovarik, Joseph: *Procedures Before the FAA* 11
Lageson, Ernest B.: *Guarantee and Loan Recipt in Multi-Party Litigation* 85
Mahoney, William G.: *The Airlines Mutual Aid Pact: A Lesson in Escalated Economic Welfare and Abdicated Regulatory Responsibility* 847
Merrill, Michael E.: *Limitations Upon the Use of Compulsory Union Dues* 711
Miller, C. O.: *The Designed-Induced Part of the Human Error Problem in Aviation* 119
O'Donnell, J. J.: *Operational Problems from the Professional Pilots Perspective* 39
Pezold, Robert K.: *National Transportation Safety Board—A Critical Review of Information Availability* 363
Smuck, John C.: *The CAB California-Texas Case: An Intrastate Stopover Takeover?* 675
Tetelman, Alan S. and Burak, Michael L.: *An Introduction to the Use of Risk Analysis Methodology in Accident Litigation* 133
Trick, David A.: *The Practical Problems of Approach and Landing Procedures From the Perspective of the Air Traffic Controller* 47
Wassenberg, Dr. H. A.: *The Special Air Transport Conference of ICAO* 273
Whitehead, Jr., G. I.: *Some Comments on Aircraft Crashworthiness* 73

NOTES AND COMMENTS

COMMENTS

Charter Air Travel: Paper Airplanes in a Dogfight *Gerald S. Reamey* 405
An Examination of Traditional Arguments on Regulation of Domestic Air Transport *Bruce Keplinger* 187

Legal and Environmental Ramifications of the Concorde ..... *Robert M. Allen* 433
Lessor Liability in Aircraft Rental ..... *R. Brent Cooper* 447

RECENT DECISIONS

Air East, Inc. v. National Transportation Safety Board—Certificates—Emergency Revocation 213
Aviation Consumer Action Project v. Civil Aeronautics Board—CAB Decision—Public Disclosure 891
Causey v. Pan American World Airways—Air Crash Disasters—Class Actions 255
City of Romulus v. County of Wayne—Airports—Environmental Impact Statement 473
Downs v. United States—Negligence—Federal Tort Claims Act 227
Garden State Farms, Inc. v. Boublis—Airport Development—Municipal Zoning Ordinance 651
Hoffman v. Simplot Aviation, Inc.—Torts—Breach of Implied-in-Law Duty of Care 919
Hoffman v. United States—Federal Tort Claims Act—Discretionary Function Exemption 483
Kappelmann v. Delta Air Lines, Inc.—Radioactive Material—Passenger Notice of Carriage 906
Moss v. CAB—Air Carriers—Recovery of Rates 639
Nader v. Allegheny Airlines, Inc.—Overbooking—Fraudulent Misrepresentation 881
Rauch v. United Instruments, Inc.—Remedies—Implied Private Action 625
Union of Professional Airmen v. Civil Aeronautics Board—CAB Labor Jurisdiction—Exempt Air Carriers 239

CURRENT LITERATURE ON AVIATION

BOOK REVIEWS—AUTHORS

Burkhardt, Robert: *The Civil Aeronautics Board* 673
Eddy, Paul; Potter, Elaine; and Page, Bruce: *Destination Disaster* 938
Johnston, Moira: *The Last Nine Minutes* 938
McWhinney, Edward: *The Illegal Diversion of Aircraft and International Law* 269
Matte, Nicolas Mateesco: *International Legal Status of the Aircraft Commander* 497
Ogunbanwo, Ogunsola O.: *International Law and Outer Space Activities* 935

Page, Bruce; Potter, Elaine; and Eddy, Paul:
Destination Disaster 938
Potter, Elaine; Eddy, Paul; and Page, Bruce:
Destination Disaster 938

BOOK REVIEWS—REVIEWERS

Brower, Charles N.: *The Illegal Diversion of Aircraft in International Law* 269
Evans, Alona E.: *International Legal Status of the Aircraft Commander* 497
Hunt, Barbara R.: *Destination Disaster* 938
Keyes, Lucile Sheppard: *The Civil Aeronautics Board* 673
Sundberg, Jacob W. F.: *International Law and Outer Space Activities* 935

TOPIC DIGEST

A

ACCIDENTS ANALYSIS

Risk Methodology 133
Basic Concepts 135
Meaning of Risk 135
Acceptable Risk Defined 141
Use in Aircraft Products Liability Case 153
Tactical and Procedural Considerations in Litigation 160

AIR CRASHES

Mass Litigation
Role of the Trial Attorney 519

AIRCRAFT

Crashworthiness
Litigation 57
Litigation—Function of Plaintiff's Lawyer 59
Litigation—Defense to Uncrashworthiness Claim 68
Human Error in Aircraft Design 119
Convenient Cubbyhole Approach 121
Task-Overload Approach 121
Accident Prevention Viewpoints 123
Avoiding Design-Induced Human Error 129
Supersonic Transport
Concorde 1

AIR FORCE

Human Factors Investigation 385
Safety Reports 387
Freedom of Information Act Exemptions 391
Collateral Board Investigation 399

AIR TRAFFIC CONTROL

Practical Problems
Approach and Landing Procedures 47

B

BILATERAL AGREEMENTS

Transport
Non-Bermuda Reflections 779
Content of the Agreement 784
Aeronautical Authorities 792
Involvement of Airlines 796
Language of Agreements 801
National Regulations 807

C

CIVIL AERONAUTICS BOARD

Fare Discrimination—California-Texas Market
Intrastate vs. Interstate 675
Knowledgeable Passengers 677
Through vs. Stopover Passengers 682
Supreme Court Cases 688
Interruption of Interstate Journey 689
Safety Stops 692
Uninformed Stopovers 699
C.A.B. Decisions 701
Stopover Passengers in Foreign Air Travel 705

D

DAMAGES

Exemplary Awards
Underlying Rationale 827
Criticisms of the Doctrine 834
Liability of Employer for Employees 837
Insurance 840
Indemnification Through Insurance 840

E

ENVIRONMENT

CAB's Reaction to NEPA 552
Impact Statements, Criteria for Preparing 531
Miami-Los Angeles Case 540
NEPA Requirements as Applied to CAB 530

F

FEDERAL AVIATION AGENCY

Federal Tort Claims Act 575, 587
Legislative Authority 576
Certificated Representatives 578
Non-Designated Representatives 585
Independent Contractors 592

In General
Procedures ... 11
Structure ... 14
Statutory Authority ... 15
Enforcement Procedures ... 17, 27
Appeals to NTSB ... 24
Judicial Review of Decisions ... 26
Medical Cases ... 33

I

INTERNATIONAL AIR TRANSPORT
ICAO Special Air Transport Conference ... 501
Traffic Rights ... 501

INTERNATIONAL CIVIL AVIATION ORGANIZATIONS
Adjudicatory Machinery
Effectiveness ... 351
Procedure ... 354
Past Disputes ... 357
Procedural Irregularities ... 359
Development, Organization & Function ... 351

L

LABOR LAW
Union Dues
Limitations on Compulsory Dues ... 711
Misleading Statutory Terminology ... 714
Statutory Obligations ... 714
Union Benefit Doctrines ... 715
Standing to Challenge Union Expenditures ... 723
Specificity of Protest ... 726
Legal Basis of Dissenter's Claims ... 731
Constitutional Cause of Action 732
Unit To Which Costs May Be Imposed ... 752
Collective Bargaining Expenditures, Excessive Costs 756
Exclusion of Compulsory Payers From Bargaining ... 757
Unfair Labor Practice Proceedings ... 762
Litigation Remedies ... 764
RLA Remedies ... 764
Union Rebate Procedures ... 772

M

MULTI-PARTY LITIGATION
Air Crash Mass Litigation
Role of the Trial Attorney ... 519
Guarantee Agreements ... 86
Loan Receipt Agreements ... 95

MUTUAL AID PACTS
Court Review ... 871
History of the Pact ... 847
Local Service Carrier Participation ... 858
Original Mutual Aid Pact ... 848
Proposed Legislative Elimination 876

N

NATIONAL TRANSPORTATION SAFETY BOARD
History ... 364
Information Availability ... 363

P

PILOTS
Operational Problems ... 39

S

SAFETY
Investigations
Air Force Human Factors Investigation ... 385

W

WARSAW CONVENTION
Guatemala City Protocol
Wilful Misconduct Provision ... 603
Insurance Issue ... 610
Montreal Protocols ... 275
Cargo Documentation ... 282
System of Liability re Cargo ... 302
Airmail ... 320
Unit of Account ... 323
Conflict with Guatemala City Protocol ... 330
Conflict with Convention on International Combined Transport of Goods ... 342
Conflict with Conventions on Liability re Carriage of Nuclear Substances ... 344

WEATHER
Clear Air Turbulence ... 172
Wind Shear ... 165
Detection of ... 179
Use as Defense to "Careless or Reckless" Charge ... 181

TABLE OF CASES

A

Aircrane, Inc. v. Butterfield 224
Airline Pilots Ass'n v. Southern Areas 244
Allegheny Airlines, Inc. v. Village of Cederhurst 655
American Airlines, Inc. v. City of Audubon Park, Kentucky ... 656
American Airlines, Inc. v. Town of Hempstead 656
Anderson v. Bingham & Garfield Ry. 630
Arney v. United States 599
Atlantic Coast Line R.R. v. Florida 641, 643
Aviation Consumer Action Project v. CAB 891

B

Bacon v. Illinois 700, 701
Baltimore & O.S.W.R.R. v. Settle 691, 692, 693, 695
Bebchick v. Public Utilities Comm'n 644, 648
Berquido v. Eastern Airlines, Inc. 377, 378, 897
Bill Currie Ford v. Cash 87, 88
Biven v. Charlie's Hobby Shop 99
Booth v. Mary Carter 88
Brockaway v. Dep't of Air Force .. 392
Brotherhood of Ry. Clerks v. Allen 711, 737, 743, 759, 761, 765, 768, 770, 771, 773, 774
Broyles v. Brown Eng'r Co. 927
Buckley v. American Fed'n of Radio & TV Artists 721, 722

C

Calero-Toledo v. Pearson Yacht Leasing Co. 222
Calvert Cliffs Coordinating Comm. v. AEC 439
Champlain Realty Co. v. Town of Brattleboro 692, 703
Chicago, M. & St. P. Ry. v. Iowa 697
Chicago & Southern Air Lines, Inc. v. Waterman Steamship Corp. 900, 901
Citizens for Reid State Park v. Laird 533
City of Boston v. Brinegar ... 481, 572
City of Boston v. Volpe 479
City of Burbank v. Lockheed Air Terminal, Inc. 657
City of Glendale v. Bradshaw 71, 96, 99
Club International, *In re* 416, 418, 421
Coastwise Packet Co. v. United States 491
Coe v. Town of Errol 699
Cort v. Ash 629, 636, 637, 770
Cullen v. Atchison, T. & S.F. Ry. Co. 99

D

Dalehite v. United States 230, 487
Damron v. Sledge 92, 97, 99
Dana v. Air France 644
Daniel v. Penrod Drilling ... 101, 107
Delta Airlines, Inc. v. CAB 916

E

Eads v. Marks 924
Ellis v. BRAC ... 712, 739, 742, 747, 751, 752, 760, 765, 767, 772, 775
Environmental Protection Agency v. Mink 897
Evans v. United States 381, 387
Ewing v. Mytinger & Casselberry 224

F

Falk v. United States 379, 380
Federal Maritime Bd. v. Isbrandtsen Co. 913
First Nat'l Bank of Homestead v. Watson 536
Flight Engineers Int'l, EAL Chapter v. CAB 244
Fuentes v. Shevin 221

G

Gabel v. Hughes Air Corp. .. 629, 631
Getman v. NLRB 394
Gilley v. Farmer 923
Good v. Associated Students of the Univ. of Washington 733, 734, 735
Great Northern Ry. v. Merchants Elevator Co. 884, 885, 890
Gulf, C. & S.F. Ry. v. Texas 695

H

Hanly v. Mitchell 532, 534

Haynes v. United States 592
Hays v. Morgan 458, 460
Helvering v. Mitchell 835, 836
Hemet Dodge v. Gryder 93
Hewitt-Robins, Inc. v. Eastern Freight-Ways, Inc. 648, 886
Hobbs v. Northeast Airlines 259
Hoebee v. Howe 457, 472
Hoffman v. Jones 114
Hoffman v. Simplot Aviation, Inc. 919
Houston, E. & W.T. Ry. v. United States 680

I

IBT v. Western Airlines 245
Illinois *ex rel.* Scott v. Butterfield 538, 540
Indian Towing Co. v. United States 231, 252
International Ass'n of Machinists v. Street ... 711, 712, 734, 735, 737, 738, 739, 740, 741, 743, 717, 723, 759, 761, 764, 765, 768, 770
International Travel Arrangers v. Western Air Lines, Inc. 887

J

J.I. Case v. Borak 629

K

Kaiser Aluminum & Chem. Corp. v. United States 897
Kappelmann v. Delta Air Lines, Inc. 907
Kent v. CAB 242
Kirkland v. Gen. Motors Corp. ... 112
Knight v. Alsop 734
Knoblock v. Arenguena 929
Kropp v. Douglas Aircraft Co. 591, 598

L

Lareau v. Southern Pacific 104
Lathrop v. Donahue 734, 735
Lavitt v. United States 593
Li v. Yellow Cab Co. 114
Lobel v. American Airlines, Inc. 378
Logue v. United States 602
Lum v. Stinnett 89, 95

M

Marival, Inc. v. Plaines, Inc. 591, 601
Marr v. United States 491
Maryland v. United States 589
McCord v. Dixie Aviation Corp. 461, 472, 473
Monjay v. Evergreen 100
Montana-Dakota Util. Co. v. Northwestern Co. 627

N

Nader v. Allegheny Airlines, Inc. 881
Nadiak v. CAB 218
National R.R. Passenger Corp. v. Nat'l Ass'n of Passengers 632
NIPSCO v. Otis 96
NLRB v. Granite State Joint Bd. 773
NLRB v. Sears, Roebuck & Co. 901, 902

O

Outland v. CAB 243

P

Pan Am. World Airways, Inc. v. United States 887
Panama Ref. Co. v. Ryan 225
Pease v. Beech 95
Pellett v. Sonotone 88
Pepsi Cola Co. of Anchorage v. Superior Burner 927
Petition of Gabel 258, 259
Polansky v. Trans World Airlines, Inc. 637
Ponderosa Timber v. Emrich ... 89, 97
Priority Air Dispatch, Inc. v. Brinegar 219, 221
Public Serv. Comm'n of New York v. FPC 643

R

Rabbit v. Dep't of Air Force 396
Rapp v. Eastern Airlines 599
Rauch v. United Instruments, Inc. 638
Raydnier, Inc. v. United States ... 238
Reese v. Chicago B. & Q. Ry. 98, 100
Reid v. United Auto Workers ... 760, 767, 772, 773, 774, 775
Renegotiation Bd. v. Grumman Aircraft Eng'r Corp. 898
Retail Clerks, Local 1625 v. Schermerhorn 744, 745, 746
Rice v. Santa Fe Elevator Corp. .. 655
Ritts v. Am. Overseas Airlines, Inc. 380
River Garden Farms v. Superior Court 104, 110
Rosdail v. Western Aviation 459, 458
R.R. Comm'n of Wisconsin v. Chicago, B. & Q. R.R. 680
Ry. Employees Dep't, AFL v. Hanson ... 733, 734, 735, 739, 761

S

Saturn Airways, Inc. v. CAB 406, 407, 421, 423
Save Our Ten Acres v. Kreger 529
Scott, Illinois *ex rel.* v. Butterfield 538, 540
Sea-Land Serv., Inc. v. Gaudet 526
Seay v. McDonnell Douglas Corp. 712, 725, 736, 772, 774, 775, 776
Shields v. Morton Chem. Co. 931
Sierra Club v. Froehlke 476, 479
Specht v. CAB 218

T

Tax Analysts & Advocates v. IRS 904, 905
Texas & Pac. Ry. v. Abilene Cotton Oils Co. 882, 883, 884, 888, 891
Texas & Pac. Ry. v. Rigsby 626
T.I.M.E. v. United States 648, 885, 886
Turner v. Gen. Motors 69, 72

U

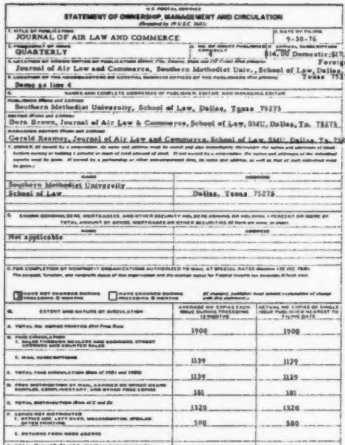
United States v. Haper 218
United States v. Holly 589
United States v. Morgan 642
United States v. Orleans 601, 602
United States v. Rock Royal Co-op, Inc. 577
United States v. Western Pac. R.R. 912
Universal Airlines, Inc. v. Eastern Air Lines, Inc. 380

V

Vaughn v. Rosen 898
Vincent v. United States 602
Virginia Petroleum Jobbers Ass'n v. FPC 915, 916
Virginians for Dulles v. Volpe 529, 534
Volkswagen v. Young 70
Voyager 1000 v. CAB 407, 408, 409, 412

W

Walker v. CAB 217
Ward v. Ochoa 94
Washoe County Bd. of Trustees v. Pirhala 90, 92
Weems v. Freeman 100
W. Virginia State Bd. of Educ. v. Barnette 718, 719
William v. Cessna Aircraft Corp. .. 74
Williams v. Washington Metropolitan Area Transit Comm'n 641, 643



STATEMENT OF OWNERSHIP, MANAGEMENT AND CIRCULATION

(Required by P.L.&R. 3685)

1. TITLE OF PUBLICATION: JOURNAL OF AIR LAW AND COMMERCE
2. DATE OF FILING: 9-30-76
3. FREQUENCY OF ISSUE: QUARTERLY
4. NO. OF ISSUES PUBLISHED ANNUALLY: 4
5. ANNUAL SUBSCRIPTION PRICE: $14.00 Domestic; $17.00 Foreign
6. LOCATION OF KNOWN OFFICE OF PUBLICATION (Street, City, County, State and ZIP Code) (Not printers): Journal of Air Law and Commerce, Southern Methodist Univ., School of Law, Dallas, Texas 75275
7. LOCATION OF THE HEADQUARTERS OR GENERAL BUSINESS OFFICES OF THE PUBLISHERS (Not printers): Same as Item 6
8. NAME AND COMPLETE ADDRESSES OF PUBLISHER, EDITOR, AND MANAGING EDITOR
PUBLISHER (Name and Address): Southern Methodist University, School of Law, Dallas, Texas 75275
EDITOR (Name and Address): Dore Brown, Journal of Air Law & Commerce, School of Law, SMU, Dallas, Tx. 75275
MANAGING EDITOR (Name and Address): Gerald Reamey, Journal of Air Law and Commerce, School of Law, SMU, Dallas, Tx. 75275
9. OWNER (If owned by a corporation, its name and address must be stated and also immediately thereunder the names and addresses of stockholders owning or holding 1 percent or more of total amount of stock. If not owned by a corporation, the names and addresses of the individual owners must be given. If owned by a partnership or other unincorporated firm, its name and address, as well as that of each individual must be given.)

NAME	ADDRESS
Southern Methodist University School of Law	Dallas, Texas 75275

10. KNOWN BONDHOLDERS, MORTGAGEES, AND OTHER SECURITY HOLDERS OWNING OR HOLDING 1 PERCENT OR MORE OF TOTAL AMOUNT OF BONDS, MORTGAGES OR OTHER SECURITIES (If there are none, so state)

NAME	ADDRESS
Not applicable	

11. FOR COMPLETION BY NONPROFIT ORGANIZATIONS AUTHORIZED TO MAIL AT SPECIAL RATES (Section 132.122, PSM) The purpose, function, and nonprofit status of this organization and the exempt status for Federal income tax purposes (Check one)
☒ HAVE NOT CHANGED DURING PRECEDING 12 MONTHS ☐ HAVE CHANGED DURING PRECEDING 12 MONTHS (If changed, publisher must submit explanation of change with this statement)

13. EXTENT AND NATURE OF CIRCULATION	AVERAGE NO. COPIES EACH ISSUE DURING PRECEDING 12 MONTHS	ACTUAL NO. COPIES OF SINGLE ISSUE PUBLISHED NEAREST TO FILING DATE
A. TOTAL NO. COPIES PRINTED (Net Press Run)	1900	1900
B. PAID CIRCULATION 1. SALES THROUGH DEALERS AND CARRIERS, STREET VENDORS AND COUNTER SALES		
2. MAIL SUBSCRIPTIONS	1139	1139
C. TOTAL PAID CIRCULATION (Sum of 10B1 and 10B2)	1139	1139
D. FREE DISTRIBUTION BY MAIL, CARRIER OR OTHER MEANS SAMPLES, COMPLIMENTARY, AND OTHER FREE COPIES	181	181
E. TOTAL DISTRIBUTION (Sum of C and D)	1320	1320
F. COPIES NOT DISTRIBUTED 1. OFFICE USE, LEFT OVER, UNACCOUNTED, SPOILAGE AFTER PRINTING	580	580
2. RETURNS FROM NEWS AGENTS		
G. TOTAL (Sum of E, F1 and 2 - should equal net press run shown in A)	1900	1900

11. I certify that the statements made by me above are correct and complete.

SIGNATURE AND TITLE OF EDITOR, PUBLISHER, BUSINESS MANAGER, OR OWNER: Gaylon Dupont, Business Editor

TO BE COMPLETED BY PUBLICATIONS MAILING AT THE REGULAR RATES (Section 132.121, Postal Service Manual)

39 U. S. C. 3626 provides in pertinent part: "No person who would have been entitled to mail matter under former section 4359 of this title shall hereafter be entitled to mail matter at such rates unless he files annually with the Postal Service a written request for permission to mail matter at such rates."

In accordance with the provisions of this statute, I hereby request permission to mail the publication named in Item 1 at the phased postage rates presently authorized by 39 U. S. C. 3626.

SIGNATURE AND TITLE OF EDITOR, PUBLISHER, BUSINESS MANAGER, OR OWNER: Gaylon Dupont, Business Editor

PS Form 3526 (Page 1) (See instructions on reverse)